

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA**

JOSEPH MALDONADO-PASSAGE,)	
)	
Plaintiff,)	
)	
v.)	Case No. CIV-20-248-SLP
)	
U.S. FEDERAL WILDLIFE SERVICE, et al.,)	
)	
Defendants.)	

**PLAINTIFF JOSEPH MALDONADO-PASSAGE’S NOTICE OF
VOLUNTARY DISMISSAL WITHOUT PREJUDICE PURSUANT TO
RULE 41(A)(1) OF THE FEDERAL RULES OF CIVIL PROCEDURE**

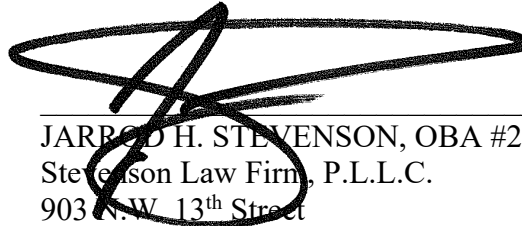
COMES NOW the Plaintiff, Joseph Maldonado-Passage, by and through his attorney, Jarrod H. Stevenson, and, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, hereby voluntarily dismisses all claims asserted in this action,¹ ***without prejudice*** to Plaintiff’s right to assert any or all of the claims in a future action.

In accordance with Fed. R. Civ. P. 41(a), dismissal is effective automatically upon filing of this notice, without the necessity of any further action of the Plaintiff or the Court. *See, e.g., Janssen v. Harris*, 321 F.3d 998, 1000 (10th Cir. 2003) (stating that “[o]nce the notice of dismissal has been filed, the district court loses jurisdiction over the dismissed claims and may not address the merits of such claims or issue further orders pertaining to them”). Nevertheless, in the interest of clarity, Plaintiff is contemporaneously filing a

¹ As Magistrate Judge Mitchell correctly ascertained, the claims asserted in this action do *not* include any claim under 28 U.S.C. § 2255, and this action does not implicate Plaintiff’s right to make such a motion after his appeal is completed.

response to Magistrate Judge Mitchell's *Report and Recommendation* [Dkt. 7], which addresses the impact (or lack thereof) of the *Report and Recommendation*, the Prison Litigation Reform Act, and the Anti-Terrorism and Effective Death Penalty Act on Plaintiff's ability to assert any claims in the future.

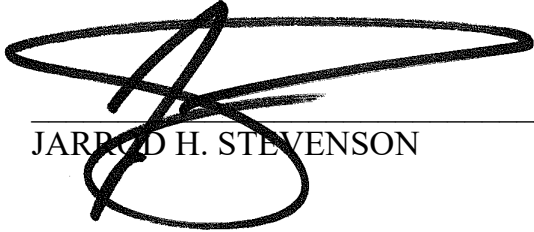
Respectfully submitted,

A large, stylized handwritten signature in black ink, appearing to read 'JARROD H. STEVENSON', is written over a horizontal line.

JARROD H. STEVENSON, OBA #20346
Stevenson Law Firm, P.L.L.C.
903 N.W. 13th Street
Oklahoma City, Oklahoma 73106
Telephone: (405) 236-5100
Facsimile: (405) 234-5528
Email: jarrod@jhstevensonlaw.com
Attorney for Plaintiff

CERTIFICATE OF SERVICE

No defendants have appeared, and process has not yet been issued in this action. As such, the undersigned does not believe service is required. Nevertheless, the undersigned will send a courtesy copy by mail to the United States Attorney for the Western District of Oklahoma.



JARROD H. STEVENSON